

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL No. 1456
Master File No. 01-CV-12257-PBS

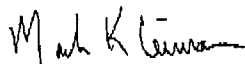
Judge Patti B. Saris

THIS DOCUMENT RELATES TO:
*United States ex rel. Linnette Sun and Greg
Hamilton, Relators et al.*
v.
Baxter Hemoglobin Therapeutics et al.

MAY 2009 STATUS REPORT

The undersigned counsel for Plaintiffs and Defendants hereby submit the attached
Status Report for May 2009, in accordance with the Court's June 17, 2004 Procedural Order.

DATED this 4th day of May, 2009.



Digitally signed by
Mark Kleiman
Date: 2009.05.03
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Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that I, Ruchi Jain, an attorney, caused a true and correct copy of the foregoing, MAY 2009 STATUS REPORT, to be delivered to all counsel of record by electronic service via LexisNexis File & Serve, on May 4, 2009, for posting and notification to all parties.

/s/ Ruchi Jain

Ruchi Jain

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MAY 2009 STATUS REPORT

PRIVATE CLASS CASE	MDL DOCKET NUMBER	JURISDICTION	STATUS
United States ex rel. Sun and Hamilton, Relators et al. v. Baxter Hemoglobin Therapeutics et al.	Master File No. 01-CV- 12257-PBS	D. Mass, pursuant to JPML order	<ul style="list-style-type: none"> • Transferred to MDL 1456 by JMPL on July 14, 2008 • Court Order entered on July 15, 2008: consolidating <i>Sun</i> case with the lead case #01-12257 • Court received MDL record from US District Court, District of Colorado on August 5, 2008